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Attorney for John Schneider as the former  
Manager of BSC, LLC

I.D. Number 408

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF  
MONTANA

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In Re

JOHN HENRY SCHNEIDER,

Debtor.

JOSEPH V. WOMACK, AS  
CHAPTER 7 TRUSTEE OF THE  
ESTATE OF JOHN HENRY  
SCHNEIDER,  
Plaintiff,

v.

SCHNEIDER LIMITED  
PARTNERSHIP; SCHNEIDER  
MANAGEMENT, LLC; MEDPORT,  
LLC; BSC, LLC; JOHN HENRY  
SCHNEIDER; MICHELLE R.  
SCHNEIDER; KATHLEEN T.

Case No. 14-61357

Adversary No.15-00015

**MOTION TO DISMISS**

BURROWS; MICHELLE R.  
SCHNEIDER, AS TRUSTEE OF  
THE BRANDON SCHNEIDER  
BENEFIT TRUST, DATED MARCH  
30, 2012; MICHELLE R.  
SCHNEIDER, AS TRUSTEE OF  
THE SHANNON SCHNEIDER  
BENEFIT TRUST, DATED MARCH  
30, 2012; MICHELLE R.  
SCHNEIDER, AS TRUSTEE OF  
THE CAITLIN SCHNEIDER  
BENEFIT TRUST, DATED MARCH  
30, 2012; JOHN SCHNEIDER, AS  
TRUSTEE OF THE JOHN  
SCHNEIDER REVOCABLE TRUST,  
DATED NOVEMBER 20, 2007;  
MICHELLE R. SCHNEIDER, AS  
TRUSTEE OF THE MICHELLE  
SCHNEIDER REVOCABLE TRUST,  
DATED NOVEMBER 20, 2007;  
JOHN DOES 1-10; and XYZ  
CORPS. 1-10;

Defendants.

Comes now John Schneider, former manager of BSC, LLC, a  
dissolved Wyoming Limited Liability Company, and, appearing specially,  
moves to dismiss the complaint as against BSC on the grounds that (a) BSC  
was dissolved by the Wyoming Secretary of State on February 23, 2011 and,  
as a result, lacks any legal existence or capacity to be sued and (b) any claim

against BSC in the nature of a fraudulent transfer claim arising prior to its dissolution is barred the four year statute of repose of Wyo.Stat. § 34-14-210.

John Schneider requests that the Court establish a briefing schedule in regard to these issues.

**NOTICE OF OPPORTUNITY TO RESPOND  
AND REQUEST A HEARING**

**If you object to the motion, you must file a written responsive pleading and request a hearing within fourteen (14) days of the date of the notice. The responding party shall schedule the hearing on the application at least twenty-one (21) days after the date of the response and request for hearing and shall include in the caption of the responsive pleading in bold and conspicuous print the date, time and location of the hearing by inserting in the caption the following:**

**NOTICE OF HEARING**

**Date:** \_\_\_\_\_

**Time:** \_\_\_\_\_

**Location:** \_\_\_\_\_

**If no response and request for hearing are timely filed, the Court may grant the relief requested as a failure to respond by any entity shall be deemed an admission that the relief requested should be granted.**

DATED: September 3, 2015.

DYE & MOE, P.L.L.P.

/s/ Harold V. Dye

Harold V. Dye

CERTIFICATE OF SERVICE

I, the undersigned certify under penalty of perjury that on September 3, 2015, copies of the foregoing Motion to Dismiss were served electronically by ECF notice to all persons/ entities requesting special notice or otherwise entitled to same and that in addition service by mailing a true and correct copy, first class mail, postage prepaid, was made to the following persons/ entities who are not ECF registered users

/s/ Ann M. Adler